

DECLARATION AND POWER OF ATTORNEY FOR U.S. PATENT APPLICATION

() Original () Supplemental () Substitute () PCT () Design

As a below named inventor, I hereby declare that: my residence, post office address and citizenship are as stated below next to my name; that I verily believe that I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural inventors are named below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

Title: SEMICONDUCTOR MEMORY CARD, PLAYBACK APPARATUS, RECORDING APPARATUS,
PLAYBACK METHOD, RECORDING METHOD, AND COMPUTER-READABLE RECORDING
MEDIUM

of which is described and claimed in:

- (☒) the attached specification, or
 () the specification in the application Serial No. _____ filed _____;
 and with amendments through _____ (if applicable), or
 () the specification in International Application No. PCT/ _____, filed _____, and as amended
 on _____ (if applicable).

I hereby state that I have reviewed and understand the content of the above-identified specification, including the claims, as amended by any amendment(s) referred to above.

I acknowledge my duty to disclose to the Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, §1.56.

I hereby claim priority benefits under Title 35, United States Code, §119 (and §172 if this application is for a Design) of any application(s) for patent or inventor's certificate listed below and have also identified below any application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

| COUNTRY | APPLICATION NO. | DATE OF FILING | PRIORITY CLAIMED |
|---------|-----------------|-------------------|------------------|
| Japan | 11-149893 | May 28, 1999 | Yes |
| Japan | 11-236724 | August 24, 1999 | Yes |
| Japan | 11-372605 | December 28, 1999 | Yes |
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I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose information material to patentability as defined in Title 37, Code of Federal Regulations, §1.56 which occurred between the filing date of the prior application and the national or PCT international filing date of this application.

| APPLICATION SERIAL NO. | U.S. FILING DATE | STATUS: PATENTED, PENDING, ABANDONED |
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And I hereby appoint John T. Miller, Reg. No. 21,120; Michael R. Davis, Reg. No. 25,154; Matthew M. Jacob, Reg. No. 25,154; Jeffrey Nolton, Reg. No. 25,408; Warren Cheek, Jr., Reg. No. 33,367; Nils E. Pedersen, Reg. No. 33,145 and Charles R. Watts, Reg. No. 33,142, who together constitute the firm of WENDEROTH, LIND & PONACK, L.L.P., attorneys to prosecute this application and to transact all business in the U.S. Patent and Trademark Office connected therewith.

I hereby authorize the U.S. attorneys named herein to accept and follow instructions from Nakajima Patent Attorneys Office as to any action to be taken in the U.S. Patent and Trademark Office regarding this application without direct communication between the U.S. attorneys and myself. In the event of a change in the persons from whom instructions may be taken, the U.S. attorneys named herein will be so notified by me.

Send Correspondence to

WENDEROTH, LIND & PONACK, L.L.P.
2033 K Street, N.W., Suite 800
Washington, DC 20006

Direct Telephone Calls to:

WENDEROTH, LIND & PONACK, L.L.P.
Area Code (202) 721-8200

Direct Facsimile Messages to:

Area Code (202) 721-8250

| | | | |
|-------------------------------------|---|---|---|
| Full Name of First Inventor | FAMILY NAME Tagawa | FIRST GIVEN NAME Kenji | SECOND GIVEN NAME |
| Residence & Citizenship | CITY Katano | STATE OR COUNTRY Japan | COUNTRY OF CITIZENSHIP Japan |
| Post Office Address | ADDRESS 5-5-305, Myoukenzaka | CITY Katano | STATE OR COUNTRY Japan ZIP CODE 576-0021 |
| Full Name of Second Inventor | FAMILY NAME Matsushima | FIRST GIVEN NAME Hideki | SECOND GIVEN NAME |
| Residence & Citizenship | CITY Studio City | STATE OR COUNTRY California, U.S.A. | COUNTRY OF CITIZENSHIP Japan |
| Post Office Address | ADDRESS 10989 Bluffside Dr., #3217 | CITY Studio City | STATE OR COUNTRY California ZIP CODE 91604 |
| Full Name of Third Inventor | FAMILY NAME Hirota | FIRST GIVEN NAME Teruto | SECOND GIVEN NAME |
| Residence & Citizenship | CITY Moriguchi | STATE OR COUNTRY Japan | COUNTRY OF CITIZENSHIP Japan |
| Post Office Address | ADDRESS 1-20-1-306, Kajimachi | CITY Moriguchi | STATE OR COUNTRY Japan ZIP CODE 570-0015 |
| Full Name of Fourth Inventor | FAMILY NAME Ishikawa | FIRST GIVEN NAME Tomokazu | SECOND GIVEN NAME |
| Residence & Citizenship | CITY Toyonaka | STATE OR COUNTRY Japan | COUNTRY OF CITIZENSHIP Japan |
| Post Office Address | ADDRESS 4-6-14, Sanwacho | CITY Toyonaka | STATE OR COUNTRY Japan ZIP CODE 561-0828 |

| | | | |
|-------------------------------|---------------------------------------|--|---|
| Full Name of Fifth Inventor | FAMILY NAME Inoue | FIRST GIVEN NAME Shinji | SECOND GIVEN NAME |
| Residence & Citizenship | CITY Neyagawa | STATE OR COUNTRY Japan | COUNTRY OF CITIZENSHIP Japan |
| Post Office Address | ADDRESS 19-1-1142, Matsuyacho | CITY Neyagawa | STATE OR COUNTRY Japan ZIP CODE 572-0086 |
| Full Name of Sixth Inventor | FAMILY NAME Kozuka | FIRST GIVEN NAME Masayuki | SECOND GIVEN NAME |
| Residence & Citizenship | CITY Arcadia | STATE OR COUNTRY California, U.S.A. | COUNTRY OF CITIZENSHIP Japan |
| Post Office Address | ADDRESS 501 Coyle Avenue, Arcadia, | CITY California | STATE OR COUNTRY ZIP CODE 91008 |
| Full Name of Seventh Inventor | FAMILY NAME | FIRST GIVEN NAME | SECOND GIVEN NAME |
| Residence & Citizenship | CITY | STATE OR COUNTRY | COUNTRY OF CITIZENSHIP |
| Post Office Address | ADDRESS | CITY | STATE OR COUNTRY ZIP CODE |

I further declare that all statements made herein of my own knowledge are true, and that all statements on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

1st Inventor Shinji Tagawa Date May 8, 2000
2nd Inventor Hisaki Matsushita Date May 8, 2000
3rd Inventor Tenito Hirota Date May 8, 2000
4th Inventor Tomoharu Ishikawa Date May 8, 2000
5th Inventor Shinji Inoue Date May 8, 2000
6th Inventor Masayuki Kozuka Date May 8, 2000
7th Inventor _____ Date _____

The above application may be more particularly identified as follows:

U.S. Application Serial No. _____ Filing Date _____
Applicant Reference Number _____ Atty Docket No. _____
Title of Invention _____